

PATENT APPLICATIONIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of : Tetsuya NAGAOKA, et al.  
Group Art Unit : Anticipated  
Application No. : 10/505,229 (371 of PCT/JP03/04426)  
Examiner : Anticipated  
Filed : August 20, 2004  
Docket No. : 12218/38  
For : NOVEL PROMOTERS

INFORMATION DISCLOSURE STATEMENT

## MAIL STOP AMENDMENTS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR § 1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached PTO/SB/08A Form. Unless otherwise indicated herein, one copy of each reference is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom. The filing of this Information Disclosure Statement and the enclosed PTO/SB/08A Form, shall not be construed as an admission that the information cited is prior art, or is considered to be material to patentability as defined in 37 C.F.R. § 1.56(b). It is believed that no fees other than those indicated below are due, but authorization is hereby given to charge any additional fees due, or to credit any overpayment, to deposit account 11-0600.


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The reference(s) was/were cited in a counterpart foreign application and listed in the International Search Report.

Respectfully submitted,

KENYON & KENYON

Date: November 4, 2004



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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

**Complete if Known**

Application Number	10/505,229
Filing Date	August 20, 2004
First Named Inventor	Tetsuya NAGAOKA, et al.
Art Unit	Unknown
Examiner Name	Unknown
Attorney Docket Number	12218/38

**U.S. PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

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Considered**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	1	Losberger, C., et al., "Sequence of the <i>Candida albicans</i> gene encoding actin, " <i>Nucleic Acids Research</i> , Vol. 17, No. 22, November 25, 1989, page 9488.	
	2	Gil-Navarro, Ines, et al., "The Glycolytic Enzyme Glyceraldehyde-3-Phosphate Dehydrogenase of <i>Candida albicans</i> Is a Surface Antigen", <i>Journal of Bacteriology</i> , Vol. 179, No. 16, Aug. 1997, pages 4992-4999.	
	3	Monk, B., et al., "Cloning and Characterization of the Plasma Membrane H <sup>+</sup> -ATPase from <i>Candida albicans</i> ", <i>Journal of Bacteriology</i> , Vol. 173, No. 21, Nov. 1991, pages 6826-6836.	
	4	Sundstrom, P. et al., "Sequence Analysis and Expression of the Two Genes for Elongation Factor 1 $\alpha$ from the Dimorphic Yeast <i>Candida albicans</i> ", <i>Journal of Bacteriology</i> , Vol. 172, No. 4., April 1990, pages 2036-2045.	
	5	Fukui, T., et al., "Co-expression of polyhydroxyalkanoate synthase and (R)-enoyl-CoA hydratase genes of <i>Aeromonas caviae</i> establishes copolyester biosynthesis pathway in <i>Escherichia coli</i> ", <i>FEMS Microbiology Letters</i> 170 (1999), pages 69-75.	
	6	Mutoh, E., et al., "A Gene Coding for a Ribosomal Protein L41 in Cycloheximide- Resistant Ribosomes Has a Promoter Which is Upregulated under the Growth-Inhibitory Conditions in Yeast, <i>Candida maltosa</i> ", <i>Biochemical and Biophysical Research Communications</i> Vol. 258, No. 3, May 19, 1999, pages 611-615.	
	7	Ohkuma, M., et al., "Evidence That the Expression of the Gene for NADPH-Cytochrome P-450 Reductase is <i>n</i> -Alkane-inducible in <i>Candida maltosa</i> ", <i>Bioscience, Biotechnology, and Biochemistry</i> , Vol. 59 (7), July 1995, pages 1328-1330.	

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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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